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August 13, 2002

TO: OFFICE OF PETITIONS
Attention: Doris
FACSIMILE NO.: 703-308-6916 *[signature]*

FROM: Roland E. Martin
TELEPHONE NO.: 703-412-6243

RE: SERIAL NO.: 09/890,969
FILED: August 8, 2001
DOCKET NO.: 211815US0 PCT

ATTORNEYS AT LAW

NORMAN F. OBLON
(703) 413-3000
NOBLON@OBLON.COM

ROLAND E. MARTIN
(703) 412-6243
RMARTIN@OBLON.COM
*BAR OTHER THAN VIRGINIA

FAX RECEIVED

AUG 13 2002

TOTAL NUMBER OF PAGES INCLUDING THIS PAGE: 15 PETITIONS OFFICE**COMMENTS**

Pursuant to our telephone discussion today regarding the Petition under 37 C.F.R. §1.47(a) filed in the USPTO on April 11, 2002 and, pursuant to your request, please find attached hereto a photocopy of all papers as filed on April 11, 2002, including a photocopy of the date-stamped filing receipt evidencing this filing.

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PETITIONS OFFICE

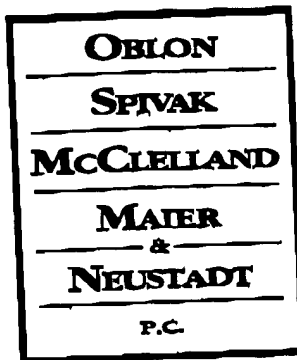
Dept: CHEMICALBy: NFO:REM:iotOSMM&N File No. 211815US0PCTSerial No. 09/890.969In the matter of the Application of: Bang LUTU et al.For: PREVENTIVE AND THERAPEUTIC DRUG FOR
NEURODEGENERATIVE DISEASE

The following has been received in the U.S. Patent Office on the date stamped hereon:

- ☐ pp. Specification Claims/Drawings Sheets
and pages Application Data Sheet
- ☒ Combined Declaration, Petition & Power of Attorney 5 pages (executed)
- ☐ List of Inventor Names and Addresses
- ☐ Utility Patent Application Transmittal ☐ CPA
- ☐ Notice of Priority ☐ Priority Doc
- ☒ Check for \$2 220.00 ☒ Dep. Acct. Order Form
- ☐ Fee Transmittal Form
- ☐ Assignment/PTO 1595 pages:
- ☐ Letter to Official Draftsman
- ☐ Letter Requesting Approval of Drawing Changes
- ☐ Drawings sheets ☐ Formal
- ☒ Petition Under 37 §1.47(a) w/Attached Exhibits A and B
- ☒ PTO Cover Letter
- ☐ Information Disclosure Statement ☐ PTO-1449
- ☐ Cited References
- ☐ Search Report
- ☐ Statement of Relevancy ☐ Cited Pending Applications
- ☐ IDS/Related/List of Related Cases
- ☐ Restriction Response ☐ Election Response
- ☒ Return Copy - Notification of Missing Requirements Under 35 USC in the United States Designated/Elected Office (DO/EO/US)
- ☒ Filing of Declaration Under 37 CFR 1.53(f)
- ☒ Request for Extension of Time (five months)
- ☐ Brief
- ☐ Issue Fee Transmittal
- ☐ White Advance Serial Number Card
- ☐ Small Entity Status is Claimed
- ☐
- ☐



Due Date: April 11, 2002



ATTENTION: APPLICATIONS BRANCH

**THIS IS A RESPONSE TO A
NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED
STATES DESIGNATED/ELECTED
OFFICE (DO/EO/US)**

ASSISTANT COMMISSIONER FOR PATENTS BOX PCT
WASHINGTON, D.C. 20231

ATTORNEYS AT LAW

NORMAN F. OBLON
(703) 413-3000
NOBLON@OBLON.COM

ROLAND E. MARTIN
(703) 412-6243
RMARTIN@OBLON.COM
*BAR OTHER THAN VIRGINIA

Re: Serial No.: 09/890,969
Applicant(s): Bang LUU et al.
Filing Date: AUGUST 8, 2001
For: PREVENTIVE AND THERAPEUTIC DRUG
FOR NEURODEGENERATIVE DISEASE

FAX RECEIVED

AUG 13 2002

PETITIONS OFFICE

SIR:

Attached hereto for filing are the following papers:

Filing of Declaration Under 37 CFR §1.53(f)
Declaration, Power of Attorney and Petition (5 pages executed)
Return Copy - Notification of Missing Requirements Under 35 U.S.C. 371 in the United States
Designated/Elected Office(DO/EO/US)
Petition Under 37 C.F.R. §1.47(a) w/Attached Exhibit A and B
Request for Extension of Time (five months)

Our check in the amount of \$2,220.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the U.S. Patent and Trademark Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. §1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. §1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Docket No. 211815US0PCT



22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 11/98)

Norman F. Oblon
Registration No. 24,618

Roland E. Martin
Registration No. 48,082

1755 JEFFERSON DAVIS HIGHWAY ■ FOURTH FLOOR ■ ARLINGTON, VIRGINIA 22202 ■ U.S.A.
TELEPHONE: 703-413-3000 ■ FACSIMILE: 703-413-2220 ■ WWW.OBLON.COM

Docket No.

211815US0PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Bang LUU et al.

SERIAL NUMBER: 09/890,969

ATTN: APPLICATION BRANCH

FILING DATE: AUGUST 8, 2001

FOR: PREVENTIVE AND THERAPEUTIC DRUG FOR NEURODEGENERATIVE DISEASE

FILING OF DECLARATION UNDER 37 CFR 1.53(f)ASSISTANT COMMISSIONER FOR PATENTS BOX PCT
WASHINGTON, D.C. 20231

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AUG 13 2002

PETITIONS OFFICE

SIR:

Responsive to the notification dated SEPTEMBER 11, 2001, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration. The required fee was paid at the time of filing the application.

The Declaration enclosed herewith contains the following information:

Name(s) of Inventor(s)

Title of Invention

Attorney Docket Number

Filing Date

thereby adequately identifying the above-identified application in accordance with 37 CFR 1.63, as set forth in MPEP Section 601.01.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.**22850**Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 7/98)

Norman F. Oblon
Attorney of Record
Registration No. 24,618Roland E. Martin
Registration No. 41,504

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Exhibit A

TOKYO TECHNOPAT CORPORATION

ASSOCIATED WITH
 ARUGA PATENT OFFICE

December 11, 2001

KYODO BLDG, 1-3-6
 NIHONBASHI NINGYOCHO
 CHUOKU, TOKYO 103-0018
 JAPAN

Dr. Philippe Chabert
 9, rue du Temple,
 68300
 Saint-Louis,
 France

Phone: 03-3869-0904
 Facsimile (G11): 03-3869-8610
 03-5895-7948
 EMAIL: spo@firm.emul.jp

via DHL

Dear Dr. Chabert


This letter might come as a surprise to you especially since we have never met or discussed before. We are a Japanese patent attorney firm that have now been authorized by MEIJI DAIRIES CORPORATION to handle an important patent application of this Japanese company. This company has all the rights to file said patent application and seek its patent protection in any country, on the basis of the contract agreed on between this company and your country's institute University Louis Pasteur.

From this institute we were informed that Mr. Philippe Chabert is one of co-researchers having participated in the invention related to the above-mentioned patent application, and suggested that we should send you a letter asking your cooperation if such need happens in connection with the above-mentioned application.

Presently we are preparing a regional patent application to file in each country of Europe, U.S.A., Canada and Japan, but under the Patent Law of U.S.A. we are required to submit two formal documents (i.e., "Assignment of Application" and "Declaration and Power of Attorney for Patent Application") signed and dated by individual co-researchers. The similar requirement is stipulated in the Canadian Patent Law under which we must submit an Assignment executed by individual co-researchers.

As you can find from the attached forms, we have already obtained the signature and date of the other co-researchers participated in the invention. And therefore, it would be highly appreciated if we could be quickly returned from you all the forms completed by filling your signature and date in the blanks indicated by arrow marks.

Very truly yours,
 TOKYO TECHNOPAT CORPORATION


 Toshio NAKAJIMA
 Patent Attorney

TN/as
 Encls.:

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1-3-6 NIKHONBASHI NINGYO-CHO					
CHUO-KU, TOKYO					
JAPAN					
01-3669-0904					
DR. PHILIPPE CHABERT					
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Exhibit B

URGENT

TOKYO TECHNOPAT CORPORATION

ASSOCIATED WITH
ARUCA PATENT OFFICE

KYOTO BLDG, 1-3-6
NIHONBASHI NINGYOCHO
CHUOKU, TOKYO 103-0018
JAPAN

Phone: 03-5688-0904
Facsimile (GND): 03-5689-8810
03-5685-7948
EMAIL: spc@firm.email.ne.jp

January 24, 2002


Dr. Philippe Chabert
9, rue du Temple,
68300
Saint-Louis,
France

Express Mail

Dear Dr. Chabert:

We are sending you this letter to call up your attention to our previous letter of December 11, 2001, in which we explained that we must submit the deeds (Assignment and Power of Attorney) signed by all co-inventors including you, to the patent office of each country of U.S.A. and Canada. Since we have not yet received your return, we are now pressed from both patent offices to submit said deeds as soon as possible. Therefore, we would sincerely request you that if there is no specific reason inconvenient to you, please sign the deeds and return the same to us quickly thereafter.

Very truly yours,


Toshio NAKAJIMA
Patent Attorney

TN/as

03 308 6916

*** RX REPORT ***

RECEPTION OK

TX/RX NO	7541
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